

IN THE SUPREME COURT OF THE STATE OF NEVADA

DENNIS SARFATY,
Appellant,
vs.
CITY OF HENDERSON,
Respondent.

No. 51044

FILED

APR 09 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order of the district court denying an appeal from a judgment of the municipal court, Eighth Judicial District Court, Clark County; Jennifer Togliatti, Judge.

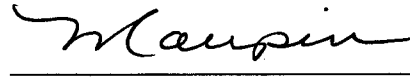
This court's preliminary review of this appeal revealed a jurisdictional defect. Specifically, appellant's case arose in the municipal court. The district court has final appellate jurisdiction over a case arising in the municipal court.¹ Accordingly, on February 15, 2008, this court ordered appellant's counsel Al Lasso to show cause why this appeal should not be dismissed for lack of jurisdiction.

On March 11, 2008, Lasso responded to the order to show cause by filing a motion to withdraw the appeal. In the motion, Lasso, advises that he intends to file a petition for a writ of mandamus and thereby implicitly concedes that this court lacks jurisdiction to consider

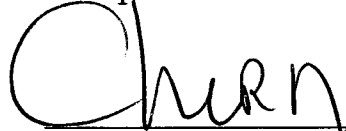
¹Nev. Const. art. 6, § 6; Tripp v. The City of Sparks, 92 Nev. 362, 550 P.2d 419 (1976).

this appeal. Having concluded that we lack appellate jurisdiction over this appeal, we grant the motion to withdraw the appeal and

ORDER this appeal DISMISSED.

 _____, J.

Maupin

 _____, J.

Cherry

 _____, J.

Saitta

cc: Hon. Jennifer Togliatti, District Judge
Law Offices of Al Lasso, LLC
Henderson City Attorney
Eighth District Court Clerk
Dennis Sarfaty